

Dan Rafferty, MA

Licensed Clinical Mental Health Counselor in Vermont #068.0134567

1. Scope of practice:

- I am a psychotherapist offering mental health counseling. My treatment methods are typically 50 minute in-person or tele-therapy sessions built around working towards your goals as they emerge in initial sessions and get refined over the course of therapy. Goals typically involve a relief from presenting symptoms alongside a deepening of efficacy and resilience internally, in relationships, and in work or school. The scope of issues I work on include depression, anxiety, obsessive and avoidant behaviors, problems with career satisfaction, and problems in significant relationships.
- My therapeutic orientation includes a psychodynamic approach that acknowledges the ongoing effects of significant past experiences that affect, sometimes unconsciously, one's self-concepts, thoughts, emotions, behavior patterns, and ways of relating. Shorter-term counseling focuses on presently activated thoughts, feelings, and behaviors, particularly for adjustment situations typical to the college experience.

2. Professional Experience:

- Counselor at Middlebury College
Middlebury, Vermont; 2022-present
Full-time practice within the college's Center for Health and Wellness. Supervision provided as consultation weekly by Director of Counseling, Tammy Austin, LMFT
Scope of services: Counseling Middlebury College students, students pursuing language certificates, and graduate students in the Breadloaf School of English for adjustment related issues, stress management, depression, anxiety, executive functioning struggles, and relationship issues
- Therapist in Private Practice
Middlebury, Vermont; Part-time practice 2022-present; no supervision
Scope of services: Therapy with individual adults and adolescents for depression, anxiety, adjustment issues, and family systems issues
- Therapist in Private Practice in Illinois (License LCPC #180.009219)
Chicago, Lake Bluff, Skokie, and Oak Park, Illinois; 2014-20
Full-time practice 2014-8, Part-time practice 2018-20; Peer consultation weekly during 2015-18
Scope of services: Therapy with individual adults (primarily), children, adolescents, and couples for depression, anxiety, adjustment issues, and family systems issues
- Therapist (VT Roster # 097.0082825)
True North Wilderness Program in Waitsfield, Vermont; 2011-14
Full-time; external supervision weekly at 1 hour per 30 hours of service for 100 hours with Alison Anderson, LICSW

Scope of services: Therapy with adolescents and their families for depression, anxiety, behavioral issues, learning differences, and family systems

3. Training:

- Antioch University provided training in the ethical and professional practice of mental health counseling, in particular multicultural competencies and the application of psychodynamic, cognitive-behavioral, and client-centered approaches.
- I acquired further training in psychodynamic approaches to therapy in 2014-5 with a one-year fellowship at the Chicago Center for Psychoanalysis and Psychotherapy. This was not a certification program.
- Intern Clinician
Tulalip Indian Reservation, Snohomish County, Washington; 2010-11
Part-time, supervised one hour per week
Scope of services: Therapy with adults for depression, anxiety, adjustment issues, and family systems
- Practicum Clinician
Antioch University Community Clinic; Seattle, Washington; 2010
Part-time, supervised one hour per week
Scope of services: Therapy with adults for depression, anxiety, and adjustment issues

4. Education:

- Masters of Arts in Psychology, Antioch University, Seattle, Washington, 2009-11
- Bachelor of Arts in English, Haverford College, Haverford, Pennsylvania, 1989-94
- Masters of Science in Real Estate, DePaul University, Chicago, Illinois, 2018-19

5. Responsibilities of Practitioner and Rights of Clients in Vermont

- My practice is also governed by the Rules of the Board of Allied Mental Health Practitioners. It is unprofessional conduct to violate those rules. A copy of the rules may be obtained from the Board or online at <http://vtprofessionals.org/>
- The statutory definitions of unprofessional conduct (see appendix A)
- To make a consumer inquiry or file a complaint with the Office of Professional Regulation, please visit <https://sos.vermont.gov/opr/complaints-conduct-discipline/>

6. Confirmation of Receipt of Information

- My signature acknowledges that I have been given the professional experience and qualifications of Dan Rafferty, MA, information about the governing rules and a listing of actions that would constitute unprofessional conduct according to Vermont statutes (Appendix A), and the method for filing a complaint with the Office of Professional Regulation.

Client Name PRINT

Client Signature	Date
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Dan Rafferty, MA	Date
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Appendix A - Statutory Definitions of Unprofessional Conduct

3 V.S.A. § 129a Unprofessional Conduct

- a) In addition to any other provision of law, the following conduct by a licensee constitutes unprofessional conduct. When that conduct is by an applicant or person who later becomes an applicant, it may constitute grounds for denial of a license or other disciplinary action. Any one of the following items or any combination of items, whether the conduct at issue was committed within or outside the State, shall constitute unprofessional conduct:
- 1) Fraudulent or deceptive procurement or use of a license.
 - 2) Advertising that is intended or has a tendency to deceive.
 - 3) Failing to comply with provisions of federal or State statutes or rules governing the practice of the profession.
 - 4) Failing to comply with an order of the board or violating any term or condition of a license restricted by the board.
 - 5) Practicing the profession when medically or psychologically unfit to do so.
 - 6) Delegating professional responsibilities to a person whom the licensed professional knows, or has reason to know, is not qualified by training, experience, education, or licensing credentials to perform them, or knowingly providing professional supervision or serving as a preceptor to a person who has not been licensed or registered as required by the laws of that person's profession.
 - 7) Willfully making or filing false reports or records in the practice of the profession, willfully impeding or obstructing the proper making or filing of reports or records, or willfully failing to file the proper reports or records.
 - 8) Failing to make available promptly to a person using professional health care services, that person's representative, or succeeding health care professionals or institutions, upon written request and direction of the person using professional health care services, copies of that person's records in the possession or under the control of the licensed practitioner, or failing to notify patients or clients how to obtain their records when a practice closes.
 - 9) Failing to retain client records for a period of seven years, unless laws specific to the profession allow for a shorter retention period. When other laws or agency rules require retention for a longer period of time, the longer retention period shall apply.
 - 10) Conviction of a crime related to the practice of the profession or conviction of a felony, whether or not related to the practice of the profession.
 - 11) Failing to report to the Office a conviction of any felony or misdemeanor offense in a Vermont District Court, a Vermont Superior Court, a federal court, or a court outside Vermont within 30 days.
 - 12) Exercising undue influence on or taking improper advantage of a person using professional services, or promoting the sale of services or goods in a manner that exploits a person for the financial gain of the practitioner or a third party.
 - 13) Performing treatments or providing services that the licensee is not qualified to perform or that are beyond the scope of the licensee's education, training, capabilities, experience, or scope of practice.
 - 14) Failing to report to the Office within 30 days a change of name, e-mail, or mailing address.
 - 15) Failing to exercise independent professional judgment in the performance of licensed activities when that judgment is necessary to avoid action repugnant to the obligations of the profession.
 - 16)
 - A) Impeding an investigation under this chapter or unreasonably failing to reply, cooperate, or produce lawfully requested records in relation to such investigation.
 - B) The patient privilege set forth in 12 V.S.A. § 1612 shall not bar the licensee's obligations under this subsection (a) and a confidentiality agreement entered into in concluding a

- settlement of a civil claim shall not exempt the licensee from fulfilling his or her obligations under this subdivision (16).
- 17) Advertising, promoting, or recommending a therapy or treatment in a manner tending to deceive the public or to suggest a degree of reliability or efficacy unsupported by competent evidence and professional judgment.
 - 18) Promotion by a treatment provider of the sale of drugs, devices, appliances, or goods provided for a patient or client in such a manner as to exploit the patient or client for the financial gain of the treatment provider, or selling, prescribing, giving away, or administering drugs for other than legal and legitimate therapeutic purposes.
 - 19) Willful misrepresentation in treatments or therapies.
 - 20) Offering, undertaking, or agreeing to cure or treat a disease or disorder by a secret method, procedure, treatment, or medicine.
 - 21) Permitting one's name or license to be used by a person, group, or corporation when not actually in charge of or responsible for the professional services provided.
 - 22) Prescribing, selling, administering, distributing, ordering, or dispensing any drug legally classified as a controlled substance for the licensee's own use or to an immediate family member as defined by rule.
 - 23) For any professional with prescribing authority, signing a blank or undated prescription form or negligently failing to secure electronic means of prescribing.
 - 24) For any mental health care provider, use of conversion therapy as defined in 18 V.S.A. § 8351 on a client younger than 18 years of age.
 - 25) For providers of clinical care to patients, failing to have in place a plan for responsible disposition of patient health records in the event the licensee should become incapacitated or unexpectedly discontinue practice.
 - 26) Sexually harassing or exploiting a patient, client, or consumer, or doing so to a coworker in a manner that threatens the health, safety, or welfare of patients, clients, or consumers; failing to maintain professional boundaries; or violating a patient, client, or consumer's reasonable expectation of privacy.
- b) Failure to practice competently by reason of any cause on a single occasion or on multiple occasions may constitute unprofessional conduct, whether actual injury to a client, patient, or customer has occurred. Failure to practice competently includes:
- 1) performance of unsafe or unacceptable patient or client care; or
 - 2) failure to conform to the essential standards of acceptable and prevailing practice.
- c) The burden of proof in a disciplinary action shall be on the State to show by a preponderance of the evidence that the person has engaged in unprofessional conduct.
- d)
- 1) After hearing, and upon a finding of unprofessional conduct, a board or an administrative law officer may take disciplinary action against a licensee or applicant, including imposing an administrative penalty not to exceed \$5,000.00 for each unprofessional conduct violation.
 - 2)
 - A) Any money received under this subsection shall be deposited in the Professional Regulatory Fee Fund established in section 124 of this chapter for the purpose of providing education and training for board members and advisor appointees.
 - B) The Director shall detail in the annual report receipts and expenses from money received under this subsection.
- e) In the case where a standard of unprofessional conduct as set forth in this section conflicts with a standard set forth in a specific board's statute or rule, the standard that is most protective of the public

shall govern. (Added 1997, No. 40, § 5; amended 2001, No. 151 (Adj. Sess.), § 2, eff. June 27, 2002; 2003, No. 60, § 2; 2005, No. 27, § 5; 2005, No. 148 (Adj. Sess.), § 4; 2009, No. 35, § 2; 2011, No. 66, § 3, eff. June 1, 2011; 2011, No. 116 (Adj. Sess.), § 5; 2017, No. 48, § 4; 2017, No. 144 (Adj. Sess.), § 6, eff. July 1, 2019; 2019, No. 30, § 4.)

26 V.S.A. § 4093

- a) Unprofessional conduct means the following conduct and conduct set forth in 3 V.S.A. § 129a:
 - 1) Providing fraudulent or deceptive information in an application for entry on the Roster.
 - 2) Conviction of a crime that evinces an unfitness to practice psychotherapy.
 - 3) Unauthorized use of a protected title in professional activity.
 - 4) Conduct that evidences moral unfitness to practice psychotherapy.
 - 5) Engaging in any sexual conduct with a client, or with the immediate family member of a client, with whom the psychotherapist has had a professional relationship within the previous two years.
 - 6) Harassing, intimidating, or abusing a client.
 - 7) Entering into an additional relationship with a client, supervisee, research participant, or student that might impair the psychotherapist's objectivity or otherwise interfere with his or her professional obligations.
 - 8) Practicing outside or beyond a psychotherapist's area of training, experience, or competence without appropriate supervision.
- b) After hearing, and upon a finding of unprofessional conduct, the Board may take disciplinary action against a rostered psychotherapist or an applicant. (Added 1993, No. 222 (Adj. Sess.), § 17; amended 1997, No. 40, § 71; 1997, No. 145 (Adj. Sess.), § 61; 1999, No. 52, § 37.)